

## COMBINED DECLARATION, POWER OF ATTORNEY AND PETITION

As a below named inventor, I hereby declare that:

This declaration is of the following type:

<input checked="" type="checkbox"/>	original	<input type="checkbox"/>	divisional
<input type="checkbox"/>	design	<input type="checkbox"/>	continuation
<input type="checkbox"/>	supplemental	<input type="checkbox"/>	continuation-in-part
<input type="checkbox"/>	national stage of PCT		

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **PEROXISOME PROLIFERATOR-ACTIVATED RECEPTOR GAMMA LIGAND ELUTING MEDICAL DEVICE**, the specification of which:

(a)  is attached hereto  
(b)  was filed on \_\_\_\_\_ as Application Serial No. \_\_\_\_\_ and was amended on \_\_\_\_\_ (if applicable).  
(c)  was described and claimed in PCT International Application No. \_\_\_\_\_, filed on \_\_\_\_\_ and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 USC 119 (a) – (d), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by check the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s) or any PCT international application having a filing date before that of the application of which priority is claimed.

(d)  no such applications have been filed  
(e)  such application have been filed as follows:

Prior Foreign Application Number(s)	Country (or indicate if PCT)	Date of Filing (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No
			<input type="checkbox"/>	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under 35 USC 119(e) of any United States provisional application(s) listed below:

Provisional Application Number(s)	Date of Filing (MM/DD/YYYY)
60/271,898	02/27/2001

I hereby claim the benefit under 35 USC § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 USC § 112, I acknowledge the duty to disclose material information as defined in 37 CFR § 1.56(a), regarding events which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No.	Filing Date	Status-patented, pending, abandoned

I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

Berman, C., Reg. 29,249	Guernsey, L.B., Reg. 40,008	Lervick, C.J., Reg. 35,244
Bobys, M.P., Reg. 45,267	Kudla, J.P., Reg. 47,724	Lieske, S.C., Reg. 47,749
Bosworth, M.K., Reg. 28,186	Larson, D.N., Reg. 29,401	MacLean, K.A., Reg. 31,118
Bovasso, L.J., Reg. 24,075	Guillot, R.O., Reg. 28,852	Maddux, M.M., Reg. 50,962
Boyce, J., Reg. 40,920	Hamrick, C.A.S., Reg. 22,586	McKinley, D., Reg. 42,867
Brown, M.E., Reg. 28,590	Hansen, S., Reg. 38,486	Morton, C.A., Reg. 44,954
Burton, D.L., Reg. 45,323	Hayden, R.D., Reg. 42,645	Nader, R., Reg. 47,260
Canter, B., Reg. 34,792	Harris, M.D., Reg. 26,690	Roberts, R.E., Reg. 38,597
Chen, A., Reg. 48,508	Heyninck, M., Reg. 44,763	Rose, A.C., Reg. 17,047
Chou, C., Reg. 41,672	Hickman, P.L., Reg. 28,516	Rosenberg, C., Reg. 31,464
Coleman, B.R., Reg. 39,145	Hilberg, C.R., Reg. 48,740	Sherry, L., Reg. 43,918
Cullman, L.C., Reg. 39,645	Hughes, M.J., Reg. 29,077	Smith, G.P., Reg. 20,142
Darrow, C., Reg. 30,166	Inskeep, J.W., Reg. 33,910	Swienton, B., Reg. 49,030
Diepenbrock III, A.B., Reg. 39,960	Kennedy, B., Reg. 33,407	Valencia, R., Reg. 43,216
Edwards, W.G., Reg. 44,426	Khan, T., Reg. 46,273	Wood, G.B., Reg. 28,133
Farber, M., Reg. 32,612	Lazaris, S.J., Reg. 45,981	Wrigley, B.A., Reg. No. 34,950

Direct All Correspondence to CUSTOMER NUMBER: 25204

**MEDTRONIC/AVE, INC.**  
3576 Unocal Place  
Santa Rosa, CA 95403  
**Attn: Christine Aceves**  
Telephone: (707) 543.5560

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First Inventor: Wenda Carlyle	
Inventors Signature:	Date Signed:

Residence (City, State and/or Country): Petaluma, California	Citizenship: US
Post Office Address(Street, City, State, Zip Code, Country): 6005 Bodega Avenue, Petaluma, CA 94952	

Full Name of Second Inventor: Peiwen Cheng	
Inventors Signature:	Date Signed:

Residence (City, State and/or Country): Santa Rosa, California	Citizenship: US
Post Office Address(Street, City, State, Zip Code, Country): 366 Breedon Street, Santa Rosa, California 95409	

Full Name of Third Inventor: Robert L. Cafferata	
Inventors Signature:	Date Signed:
Residence (City, State and/or Country): Santa Rosa, California	Citizenship: US
Post Office Address(Street, City, State, Zip Code, Country): 4794 Hillsboro Circle, Santa Rosa, CA 95405	